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## PROPOSAL SECTION

### PUBLIC UTILITIES

#### BOARD OF PUBLIC UTILITIES

Notice of Administrative Correction and Extension of Comment Period on Proposed Amendment

Regulations of Cable Television

Customer Rights

Outage Credit

Proposed Amendment: N.J.A.C. 14:18-3.5

Take notice that the Office of Cable Television has discovered an error in the proposed amendment to N.J.A.C. 14:18-3.5(a)5, published as part of the notice of proposal for the readoption with amendments of N.J.A.C. 14:18 in the January 6, 2003 New Jersey Register at 35 N.J.R. 100(a), 112. In the sentence proposed to be added to that paragraph, the language "affects 10 or more of the cable television operator's customers, an automatic credit" should have read "and impacts the cable television company's distribution plant to the extent that an entire fiber optic node, or several nodes, are affected, a credit." Likewise, the paragraph in the proposal Summary discussing the amendments to N.J.A.C. 14:18-3.5 at 35 N.J.R. 101 also contained this error. This notice of administrative correction is published pursuant to N.J.A.C. 1:30-2.7.

Take further notice that the Office of Cable Television is extending the period for the submission of written comments on this corrected proposed amendment to N.J.A.C. 14:18-3.5(a)5 only to April 19, 2003. Submit written comments on this corrected proposed amendment by April 19, 2003 to:

Celeste M. Fasone, Director  
Office of Cable Television  
Two Gateway Center  
Newark, NJ 07102

Full text of the corrected proposal Summary paragraph and the proposed amendment to N.J.A.C. 14:18-3.5(a)5 as they should have appeared in the notice of proposal follows:

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### Summary

. . .

N.J.A.C. 14:18-3.5 pertains to how cable television companies must provide outage credits to customers. The Board proposes to modify paragraphs (a)1, 3 and 5, and (b)1 and 2, to require that outage credits will be provided for outages that are more than three hours instead of the current six hours and to require that cable operators issue a credit for outages within their reasonable control that last three or more hours and impact the cable television company's distribution plant to the extent that an entire fiber optic node, or several nodes, are affected. The Board further proposes to amend the rule to require that a cable television company requesting a waiver to relieve it of the requirement to provide an outage credit must clearly demonstrate that such a request would cause a hardship.

. . .

Full text of the proposed amendments follows (additions indicated in boldface thus; deletions indicated in brackets [thus]):

. . .

#### 14:18-3.5 Outage credit

(a) The cable television operator shall credit [subscribers] customers for outages, as defined in these rules, as follows:

1. - 4. (No change from proposal.)

5. In order to obtain a credit, [subscribers] customers must notify the cable television company by phone or in writing within 30 days after any such outage, or else within 30 days notify the Office or other designated complaint officer. However, in instances where an outage lasts three or more hours and impacts the cable television company's distribution plant to the extent that an entire fiber optic node, or several nodes, are affected, a credit shall be issued to all affected customers and will not require notification by the customer.

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6. (No change from proposal.)

(b) - (f) (No change from proposal.)

. . .